

REQUEST FOR FILING A PATENT APPLICATION UNDER 37 C.F.R. §1.53(b)  
Attorney Docket: 658/49679CO

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Box PATENT APPLICATION  
Commissioner for Patents  
Washington, D.C. 20231



Sir:

This is a request for filing a continuation application under 37 C.F.R. 1.53(b), of pending prior application:

Serial No. 09/784,338

Filed on February 16, 2001

Of Joerg Giesler et al.

Entitled: SYSTEM FOR DELIVERING ELASTOMERIC MEDIA,  
USE OF THE SYSTEM AS WELL AS TWO OPERATING  
METHODS

Examiner: Not Yet Assigned

Group: Not Yet Assigned

- X 1. Accompanying this order is a true copy of the prior application as originally filed.
- 20 total pages (15 pages of specification including 17 claims and abstract, 2 sheets of drawings with Figures 1-3 and 3 pages of unexecuted Declaration and Power of Attorney).
- X 2. New Formal drawings are being filed herewith consisting of 2 sheet(s), depicting Figures 1-3.
- X 3. Declaration and Power of Attorney:
- a.    Newly executed (original or copy)
- b. X Copy from prior application (unexecuted).
- i.    Deletion of Inventors - signed statement attached deleting inventor(s) named in the prior application
- X 4. Incorporation by Reference:

The entire disclosure of the prior application, from which a copy of the oath or declaration is supplied under Box 3b, is considered as

being part of the disclosure of the accompanying application and is hereby incorporated by reference therein.

- 5. Cancel original claims
- 6. Small entity status:
- a. — A small entity statement is enclosed
- b. — A statement of small entity status (copy attached) was filed on — in the prior application and status as a small entity is still proper and desired.
- c. — Is no longer claimed
- X 7. The filing fee is calculated below:

**CLAIMS AS FILED, INCLUDING ANY CLAIMS  
CANCELLED OR ADDED BY PRELIMINARY AMENDMENT**

Basic Fee					\$370		\$740
Total Claims	17	- 20	= 0	x 9	= \$	18	= \$
Ind. Claims	1	- 3	= 0	x 42	= \$	84	= \$
Multiple Dependent Claims				+	140	= \$	280 = \$
Total					\$		\$ 740

- X 8. Please charge my Deposit Account No. 05-1323 (Docket 658/49679) in the amount of \$740.00.
- 9. A check in the amount of \$— to cover the filing fee is enclosed.
- X 10. The Commissioner is authorized to charge any fee which may be required under 37 CFR 1.16 or 37 CFR 1.17 or credit any overpayment to Deposit Account No. 05-1323 (Docket 658/49679).
- X 11. Amend the specification by inserting before the first line the sentence: --This application is a continuation of application Serial No. 09/784,338, filed February 16, 2001.--
- X 12. Priority of Appln. No(s). 00122496.3, filed in Europe on October 14, 2000, is hereby claimed under 35 U.S.C. 119.
- 13. A certified copy of each said priority document was filed in application Serial No. — on —.

— 14. The prior application is assigned of record to —.

X 15. The power of attorney in the prior application is to:

Herbert I. Cantor, Reg. No. 24,392; James F. McKeown, Reg. No. 25,406; Donald D. Evenson, Reg. No. 26,160; Joseph D. Evans, Reg. No. 26,269; Gary R. Edwards, Reg. No. 31,824; and Jeffrey D. Sanok, Reg. No. 32,169.

X a. The power appears in the original application papers in the prior application.

X b. Since the power does not appear in the original application papers, a copy of the power in the prior application is enclosed.

— c. Attached is a duplicate of a Supplemental Declaration which was filed in the prior application to overcome informalities.

X d. Address all future correspondence to:

CROWELL & MORING, L.L.P.  
P.O. Box 14300  
Washington, DC 20044-4300

— 16. Forms PTO-892 and PTO-1449 listing prior art made of record in the prior application are attached. A copy of each of the listed references should be available in the prior application file.

X 17. A Preliminary Amendment is being filed herewith.

X 18. Translator's Declaration with 19 pages English translation of German application.

X 19. Claim for Priority with certified copy of European appln. 00122496.3.

X 20. Submission of Missing Parts in Application.

X 21. Petition for Extension of Time (4 months).

X 22. Information Disclosure Statement and Form PTO-1449 with 11 references.

X 23. Declaration and Power of Attorney (unexecuted)

X 24. Return Receipt Postcard.

Respectfully submitted,

October 11, 2001



Donald D. Evenson  
Registration No. 26,160

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